

JOHNSON WAS
ENDORSED

(From Saturday's Advertiser.)

The Board of Supervisors met in their new headquarters in the McIntyre building last night. The change is for the better, the new rooms being much more commodious. There is only one weak point about them. The acoustics might be better. The next board is a political one, however, so shouting will be in order and everybody will undoubtedly be heard by everybody.

The most notable event of the evening was the passing of a resolution of confidence in Road Supervisor Johnson and a recommendation that he be continued in office by the new board.

It was the last meeting of the board. Present were: Chairman Smith, Supervisors Lucas, Moore, Dwight, Archer, Cox, Paele; Clerks Kalaauokalani, Buffandau; ex-Sheriff Brown, Frank Harvey, Capt. Sam Johnson, C. H. H. Davis, W. Ellis, Tom Cummings, Detective Lake, Fire Chief Thurston, Sergeant-at-arms Hanalei.

BILLS.

The following appropriations were read:
Fixed salaries, \$175.23.
County Attorney office clerks, \$23.35.
Ewa road district, \$154.
Fire department, \$847.79.
Koolauloa road district No. 2 (special), \$310.10.
Koolauloa road district No. 2, \$150.08.
Koolauloa road district, \$138.30.
County Engineer (inspectors and labor), \$12.

Kaplan Park, \$342.27.
Ewa road district, \$554.10.
Electric light department, \$635.06.
Police and fire alarm system, \$129.21.
Waianae road district, \$260.75.
Koolauloa road district, \$90.70.
County Engineer, \$50.53.
County Auditor, \$53.40.
Hawaiian band, \$99.45.
Pall road, \$2405.41.
Garbage department, \$683.25.
Road Department, \$1137.66.
Ewa road district, \$9.
Pall road, \$194.75.
Koolauloa road district No. 2, \$69.
Koolauloa road district No. 2 (special), \$29.
County Attorney, \$49.35.
County Treasurer, \$1.
County Clerk, \$108.25.
Garbage department, \$503.25.
Road department (special), \$2387.50.
Road department, \$1579.13.

AMPLE FUNDS.

Moore said that there was enough in the treasury to pay all bills passed last night. The Auditor had reported that there was \$15,400 coming in, against which there was only one bill. The new board might count on over \$17,000 to start with. (Expressions of glee from members of new board in the room.)

REPORTS.

The County Treasurer's report for December was read and filed.
Fire Chief Thurston reported six alarms of fire during December. Property loss was estimated at \$12,015.

County Engineer submitted a report for the past eighteen months, showing expenditure and work done. It was a most thorough report.

RELIEF FOR KAKAOKO.

It was moved and carried that Road Supervisor Johnson furnish a force pump for the draining of the flooded district of Kakaoko. This action was prompted by the receipt of a petition from Kakaoko, praying for relief. It was the 54th petition received by the board since its inception.

Supervisor Paele reported on roadwork done in the Koolau district during the last eighteen months.

After the official business of the evening was over County Clerk Kalaauokalani, at the request of the clerks and employees of the road department, presented Supervisor Lucas with an Elks' badge as a token of esteem and appreciation of services on their behalf. Supervisor Moore received an Elks' pin from the same source. Supervisor Paele was also the recipient of a little remembrance from the road department boys in the shape of a box of choice Havana.

Messrs. Paele, Moore and Lucas acknowledged the compliment paid in neat speeches.

County Clerk Kalaauokalani, Fire Chief Thurston and others said some pleasant things and the final session of the first Board of Supervisors of the County of Oahu ended in a regular love-feast.

As an afterthought Lucas moved that a resolution of confidence in Road Supervisor Johnson be passed, together with a recommendation that he be continued in office by the new board. Moore seconded the motion which was unanimously carried. It was a mighty smart move, all things considered.

At 9.30 the board adjourned sine die, the parting fliz being a suggestion by Moore that the board be photographed, framed and hung somewhere where they would ever be a shining example of civic propriety and brotherly love.

THERE DID EXIST
AN UNDERSTANDING

Referring to the statement of the Star that there was or should have been an understanding between the Governor and the Legislature about appropriations, Governor Carter said yesterday that there certainly was an understanding.

It was to be found in his special message to the Legislature on the subject, which stated that owing to the lateness of the session he would sign the appropriation bill without having fully considered its contents, but reserving the right to use executive discretion regarding the expenditures as the appropriations were in excess of the revenue.

As it was within ten days of the end of the session, the Governor stated, he had the right to veto any item in the bill.

CAN STOP
GAMBLING

(From Saturday's Advertiser.)

"In the opinion of this grand jury open public gambling can not exist where the officers of the law do their duty."

"That the saloons above referred to are allowed to run in open violation of the law and without police interference there is no question."

At ten minutes to 12 o'clock noon yesterday the grand jury of the September term, accompanied by Deputy Attorney General Prosser, marched into Judge De Bolt's courtroom and presented its final report, in which the above quoted declarations appear.

Judge De Bolt, in discharging the grand jurors, commended them especially for the vigorous action they had taken for the suppression of gambling. For three terms he had urged grand juries to take up that work. They were also worthy of praise for the able manner in which they had performed their duties in general.

Mr. Prosser desired to add the endorsement of the Attorney General's Department to the commendation of the grand jury by the court.

Foreman Hutchins on behalf of the grand jurors thanked the court and its officers for courtesies and acknowledged the able assistance of the Attorney General's Department, without which he said the work of the grand jury could not have been effectively accomplished.

INDICTMENTS.

At the beginning of the report the following indictments were presented: Territory against Kee Long, manslaughter; Maiona, perjury; Kajuta, assault with deadly weapon.

No bill was reported in the matter of G. Moreno, presented to the grand jury for assault with deadly weapon. The remainder of the report is here printed in full:

This grand jury, pursuant to instructions received from the court and acting along the lines of its duty, has investigated certain matters of public interest to the people of this circuit as follows:

GAMBLING.

The grand jury has devoted much time to the investigation of this evil. It has found that among the Orientals it has been openly, extensively and notoriously carried on, apparently with little or no police interference. The grand jury is of the opinion that, while private gambling is indulged in by other than Orientals, no regularly established gambling games are in operation. The apprehension of this latter class is practically impossible, and, while the practice is deplorable, the grand jury believes that the evil results therefrom are not so demoralizing as in cases where gambling is made an industry. In the opinion of this grand jury open public gambling can not exist where the officers of the law do their duty. Evidence of this is found in the fact that, after the investigations of this and the grand jury of January last, the larger gambling games were suspended and lotteries at least have not since resumed operations.

LIQUOR.

The grand jury has confined its investigations to the sale of liquors on Sunday nights in the cafe attachments of saloons with the following results: In some cases drinks are supplied to the public, both male and female, without any restrictions as to the purchase of meals or food in any form. In the cafe attachments to several saloons there are small rooms divided by board partitions, where, in many instances, females congregate for immoral purposes. In one instance a saloon, not equipped with small rooms as above described, allows women to solicit in its cafe. That the saloons above referred to are allowed to run in open violation of the law and without police interference, there is no question. In another instance the saloon runs its cafe attachment with absolutely no concealment in regard to the open violation of the law, the sale of liquors on Sundays. Drinks are served in plain view of the public, the ordinary screen or swinging doors not being in evidence, no doubt to better inform the passers by that liquors may be obtained on Sunday, without the purchase of meals. We therefore suggest to the next Legislature the enactment of remedial legislation in the premises.

PAWNBROKING AND EXTORTION.

Instances have come to the attention of this grand jury where parties resident of Honolulu have been charged extortionate rates of interest for sums borrowed by them. While the grand jury feels justified in making the above statement, yet the evidence necessary to convict the parties loaning money at such extortionate rates seems to be impossible of procurement, and, owing to the Federal bankruptcy act and recent legislation passed by the Territorial Legislature, rigorously enforced by the proper officials, this evil, we may say, has practically disappeared.

The grand jury begs leave to report further that, under the guise of pawnbroking licenses, persons holding such licenses, instead of carrying on and operating a pawnbroking business, are, as a matter of fact, conducting the business of buying and selling second-hand articles, whereby they are able to defeat the restrictions of the law regarding usurious rates of interest. The method is that a person desiring a loan, instead of pawning the article, sells the same outright, with an option to repurchase within a short period of time, at a sum greatly in excess of the

THE MARDI GRAS MAY BE
REVIVED THIS WINTER

The gay revels of the Mardi Gras held on the night of February 19, 1901, in the old Drill Shed, have not been forgotten and will be revived again on or about the evening of Washington's birthday, if the present plan of the Kilauea Art League holds. At a recent meeting of the League it was decided to repeat the Mardi Gras.

The Mardi Gras in 1901 was one of the gayest society functions ever held in the Hawaiian capital. All society turned out either in costumes for the revels or witnessed them from the beautifully decorated boxes. It was an occasion which gave opportunity for the display of magnificent gowns, to which dressmakers and the stores gave their best. Over \$25,000 worth of tickets were sold for the Mardi Gras.

Princess Kawananakoa was the Princess of the Carnival and Mr. J. Tarn McGrew the escort Prince. Major George C. Potter was the Master of Ceremonies and Alan Dunn, in cap and bells, was the jester. The carnival court was truly regal in the display of beauty with the accompaniment of silks and laces and jewels. The throne on which their majesties sat was of handsome design. Near their Carnival Majesties sat Lilinokalani, former Queen of Hawaii, her box decorated with the Royal standard of Hawaii.

Following was the list of patronesses at that time: Mrs. S. M. Damon, (chairman); Mesdames P. Isenberg, Sr., E. K. Wilder, G. P. Wilder, J. B. Castle, Allen White, A. M. Turner, M. Widdifield, F. A. Schaefer, T. R. Walker, F. M. Hatch, M. M. Estee, Capt. Slaker, P. Neumann, W. C. Wilder, Jas. Campbell, C. P. Pond, M. Phillips, W. Hoffmann, R. Lewers, H. E. Cooper, E. W. Jordan, M. M. Scott, T. May, A. T. Atkinson, A. M. Brown, J. T. McDonald, A. G. Hawes, J. S. Walker, H. Mott-Smith, H. F. Wichman, Harry Lewis, George Herbert, T. W. Hobron, W. F. Frear, J. M. Dowsett, J. C. Spencer, Dr. Meyers, S. C. Allen and S. Parker.

The executive committee comprised: Mrs. W. M. Graham, (chairman); Mesdames C. B. Cooper, G. P. Wilder, S. E. Damon, C. A. Elston, A. H. Isenberg, E. D. Tenney, A. G. Hawes, M. Widdifield, S. M. Damon, A. Fuller and J. S. Walker.

The judges to award prizes were: Mrs. A. H. Isenberg, (chairman); D. H. Hitehoeck, F. M. Swanzey, J. Tucker, J. R. Galt and S. M. Damon.

Dr. M. E. Grossman was floor manager, assisted by Frank Armstrong, S. A. Walker, Geo. Fuller, W. W. Harris and Fred. Angus.

amount loaned. This represents in many cases the actual payment of interest by the person selling the article of 150 per cent, and over annually. This grand jury believes that under existing conditions a business carried on strictly within the provisions of the pawnbroking act would not be profitable in Honolulu.

DEBENTURE AND SO-CALLED CO-OPERATIVE INVESTMENT COMPANIES.

Complaint having come to this grand jury of the condition and methods of the Hawaiian Realty and Maturity Company and the Cooperative Home Purchasing Society, it made a thorough investigation and obtained full reports on their present condition, the result of which was found to be unsatisfactory. These two companies have been referred to the Attorney General's Department for such action as may be deemed proper.

FIRE ESCAPES.

The grand jury recommends the passage of an act by the Territorial Legislature providing for proper fire escapes to be installed in or upon buildings where the same may be necessary for the protection of life.

INSANE ASYLUM.

The inmates of this institution are properly cared for as far as possible with the means at the command of the superintendent. We find that mental deranged patients on transports en route from the Philippines are being discharged and sent to this asylum, thus unduly taxing its resources. It seems to the grand jury that the Federal government should bear the expense of caring for these patients.

We recommend that the dormitories and sleeping rooms be made mosquito-proof, considering this to be absolutely necessary for the comfort and good health of the inmates. We recommend that a committee of the Legislature thoroughly investigate this asylum, particularly in regard to the wages paid, the method of commitment of the patients, and generally for the further improvement of the institution itself. This jury advises the enactment of a law providing for the appointment of a board of physicians, whose duty it shall be to meet at the asylum twice a month, or oftener if necessary, for consultation with the superintendent regarding the care and treatment of the patients.

OAHU PRISON.

The Territorial prison was thoroughly inspected and found in good order. The food good, well cooked and sufficient. The premises clean and sanitary. We recommend legislation providing for suitable work for prisoners committed for misdemeanor. There is need of a new roof on the old prison building. There should be concrete floors to replace the old wooden floor. We recommend the establishment of a hospital for criminals afflicted with infectious or contagious diseases. At present there are four cases of pulmonary tuberculosis in the prison and there is great danger of this disease contaminating healthy prisoners.

POLICE STATION.

The police station was visited by the grand jury, who found the premises clean and sanitary, but the building much in need of renovation. We suggest that a plan be adopted for the confinement of female and juvenile prisoners at as great a distance as possible from the males.

GIRLS' INDUSTRIAL SCHOOL.

We highly praise the present efficient management of this institution, there being much to commend. We find these buildings in need of general repairs and recommend increased appropriation for that purpose. Girls sent to this institution should be given longer terms of commitment, for the reason that light sentences release them before they can receive substantial benefit from the instruction and discipline which this place affords. We recommend the establishment of a system of rewards for good conduct and that a portion of the earnings of the institution be devoted to this purpose. Dated January 4, 1907.

Respectfully submitted,
CLINTON J. HUTCHINS, Foreman;

W. H. McINERNEY,
GEO. C. POTTER,
J. M. McCHESNEY,
J. J. LECKER,
C. J. CAMPBELL,
JOHN EFFINGER,

MORE MONEY
IS WANTED J. A. MAGOON
VINDICATED

With the Judiciary Department, the

Board of Agriculture and Forestry, the Secretary's office and the Militia to hear from Governor Carter finds a net increase in the departmental appropriations requested amounting to \$578,000 over the appropriations for the current biennial period. Only the Auditing Department shows a decrease of its wants, which it does both in salaries and expenses.

This the Governor does not deem too bad in view of the growing needs of all the large spending departments. It is \$289,000 a year all told. The departments yet to send in their estimates ought not to swell the increase greatly.

How to treat the estimates of expenditures can not be decided of course until the estimates of anticipated revenue are prepared.

Superintendent Holloway wants \$65,000 of an increase for the Public Works Department. About \$40,000 of this is for improvements and repairs of wharves. The principal work in this line will be the enlargement of the Hilo wharf, and next to that wharf extension at Hanalei, Kauai.

Additional money will be needed to complete the Nuanu dam. General expenses are estimated to require \$50,000, or double the amount for this period.

"Few people are aware of the fact," Mr. Holloway said yesterday, "that the Department of Public Works collects more revenue than it disburses."

"The receipts of this department for last year were \$283,455 and the expenditures \$195,333, making a balance of \$88,122 to the good."

"It is to be remembered, also, that the maintaining of the Government property of the other departments falls upon the Department of Public Works. The care of the sewers and the repairing of courthouses and jails are included."

To a query as to what the Territorial departments would do for maintenance of their services if the counties, as seemed to be proposed in some quarters, took over the principal revenue producing utilities, Mr. Holloway smilingly remarked that it was noticeable there was no agitation for county control of the services that cost more than they earned—sewers, for instance.

PASSENGER AGENTS TO
WRITE ABOUT HAWAII

The Chicago Chronicle's department of winter resorts, treating mainly of the Southern States and California, has also the following concerning the attractions of Hawaii:

The trip over the placid waters of the Pacific to the Sandwich Islands is becoming one of the favorite voyages at all seasons of the year. In happy Hawaii it is always June, with never any extreme of heat or cold. The trees are always green, flowers bloom in tropical profusion, and the invigorating air of the ocean is always pleasant and refreshing.

Situated on the world-famous Waikiki beach road, three and a half miles from Honolulu, lies the magnificent Moana Hotel, a twentieth century establishment modern in every detail. From the roof garden, which crowns the structure, a wide stretch of observation is possible, embracing ocean, mountain and highland from Diamond Head to the Waianae range. A distinctive feature of the Moana is its social life. The society people of the cosmopolitan population gather here for the various fetes and here is heard the native vocal and instrumental music, the Royal Hawaiian Band.

The following ad. also appears in the same paper:

ATTENTION, PASSENGER AGENTS
Have You Read Mark Twain's Prose Poem on Hawaii?

What do YOU know about Hawaii?
The trend of travel is now toward the Paradise of the Pacific, the World's great resort for home builders and tourists.

How would you answer the question, "Why should Hawaii expect to become a great resort for homebuilders and tourists?"

For the best article (to contain not more than 2000 words) answering the above question the Hawaii Promotion Committee will give a prize of \$100. The second and third best papers will also be awarded prizes of \$50 and \$25, respectively.

Messrs. Geo. H. Daniels, managing Adv. Dept. of the N. Y. Central Lines; W. H. Simpson, Adv. Agt. Santa Fe System, and James Horsburgh, Jr., Gen. Pass. Agt. of the Southern Pacific Co., have kindly consented to pass upon the merits of all papers submitted.

Contest will be kept open until January 15, 1907.

For detailed information ask your General Passenger Agent, or write to H. P. WOOD, Secretary HAWAII PROMOTION COMMITTEE Honolulu, T. H.

GOVERNOR SOLO
OF SAMOA IN CITY

Dr. W. H. Solo, Governor of German Samoa, is a thorough passenger in the steamer Sonoma. Accompanied by Paul Isenberg, he called on Governor Carter at the Capitol yesterday morning, and all three left there together to have luncheon at the Pacific Club.

In the afternoon Mr. Isenberg in his big automobile drove Governor Solo to the Pall.

Last night the distinguished visitor was entertained at a banquet at the Moana Hotel tendered by German residents.

Governor Solo is a sturdy man of middle age, somewhat of Governor Carter's build, is brisk of movement and wears a frank and genial demeanor.

Ed. Towse, Past Chancellor of Mystic Lodge No. 2, Knights of Pythias, has been reappointed as Deputy Supreme Chancellor for the Hawaiian Islands.

(From Saturday's Advertiser.)

Judge De Bolt at 5 o'clock yesterday afternoon summarily decided the equity suit of C. B. Maile vs. J. W. Pratt. The action was to set aside a sale of lands under execution for taxes on the ground of gross inadequacy of prices and fraud.

On the various points raised the court found for the defendant. In its opinion Maile was entirely to blame for the sacrifice of his property, and there was no evidence of collusion on the part of those attacked in the case to rob him.

Maile will appeal from Judge De Bolt to the Supreme Court, his attorney said after the decision was rendered.

Mr. Lightfoot argued the defense for more than two hours. Mr. Ashford for the plaintiff took less than an hour.

Mr. Magoon, senior counsel and personally interested in the issue on the nominal defendant's side, aided his partner and joined in some tart passages between the opposing counsel.

Mr. Lightfoot taunted Mr. Ashford with having \$475 of plaintiff's money at the sale and yet allowing a piece of property he said was worth \$4750 to be sold for \$25. Even if the sale was irregular the irregularity could not be taken advantage of by Maile.

Something had been said about the grand jury, to which the speaker now referred.

"The grand jury is discharged," Mr. Ashford remarked.

"Yes, and counsel says it is fortunate for Van Giesen," Mr. Lightfoot said. "And for his counsel," Mr. Ashford snapped back.

Mr. Lightfoot proceeded to argue that there was reason for the last that the selling officer should not be a purchaser. "If you have an honest Sheriff!"

"You will have one soon," Mr. Ashford interjected.

"Yes, thank God," Mr. Lightfoot responded, and went on to discuss Van Giesen's relations with Sheriff Brown and his connection with the sale. He argued that there was no law to forbid a private secretary or stenographer, or the Sheriff's Pook Bah as he had been called by Mr. Ashford—to become a purchaser.

For the rest of the argument and the points of the case generally, they are covered by Judge De Bolt's decision as condensed below. Mr. Magoon, as already reported, holds a portion of the property in question and the decision vindicates him of any wrong in his connection with the matter.

Judge De Bolt said that in reaching a proper conclusion in the matter it was necessary to consider the various points made by counsel on both sides. His findings were as follows:

1. The service of summons in the suit for taxes—Pratt vs. Maile—was valid and thereby the District Court obtained jurisdiction over the person of Maile.
2. The alias execution was valid.
3. Because Pratt had ceased to be assessor at the time the alias execution was issued did not invalidate the sale.

4. The notice of sale was a levy under the law and the practice of this Territory.

5. There was no question that the consideration paid for the land was inadequate, but Maile was in no position to dispute the sale on that ground, as the small price was due to the conduct of his own counsel at the sale.
6. As the motion for a stay of execution granted by District Magistrate Lindsay was not well founded there was no reason for the order to stay the execution. This finding disposed of the other question raised, though the court was inclined to the opinion that the District Magistrate had power over his own processes. The fact that the Sheriff saw fit to ignore that order did not invalidate the sale.

8. Van Giesen had nothing to do with conducting the sale. There was nothing in the evidence to show that there was any understanding or agreement between Van Giesen and Sheriff Brown prior to the sale. After the sale Van Giesen made arrangements with Brown for the money. This was questionable action, as getting the money from Brown might have violated the sale. It did not seem to be in good taste, but if the legal right was there mere impropriety would not make the sale void.

There were other reasons, the court proceeded, for not setting the sale aside. Maile owed his taxes. John F. Colburn, as his agent, had \$475 where-with to pay the taxes and Maile said he had the balance. Maile called on Sheriff Brown and discussed the payment of his taxes. He said he would see Brown later about it, but he never called on him afterward.

Mr. Andrade called on him many times and demanded the taxes, but was repeatedly refused. The first execution was not levied. A second one was issued without result. Even the sale under a third execution was postponed at least once. It seemed to the court there was nothing left for the Government to do but to proceed and sell the property. It was a well-established principle of law that the Government must live. It could only survive by exercise of its power of taxation.

No court was worthy of its name or fit to discharge its duties if it decided otherwise than by the law and facts before it. Maile had the matter in his own hands. There had not been a whisper in the case about any illegality in the assessment of his taxes. Then even though, as he viewed it, he was not legally served that fact did not help the matter. Maile still owed his taxes. It seemed he was captious and technical.

There was no collusion between any of the parties. In answer to Mr. Ashford, the court said it was inclined to regard the service as having been legal. Maile was not clear on the point, saying he thought he only saw one paper. He found that the evidence established a proper service.

COLD.

Colds are quickly cured by Chamberlain's Cough Remedy. It acts on nature's plan, loosens the cough, relieves the lungs and opens the secretions, effecting a permanent cure. It counteracts any tendency of a cold to result in pneumonia. It is pleasant to take. Children like it. For sale by Benson, Smith & Co., Ltd., agents for Hawaii.